IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

INCOME TAX APPEAL NO.322 OF 2002

The Commissioner of Income Tax. ..Appellant.
Vs.
M/s. Radhakrishna Roognta. ..Respondent.

Mr.P.S.Sahadevan for the Appellant.

None for the Respondent.

CORAM : F.I. REBELLO &
R.S. MOHITE, JJ.
DATED : 22nd January,2008

PC :

1. As the tax incidence is less than Rs.4.00 lakhs, the learned counsel seeks leave to withdraw the appeal. Appeal is dismissed as withdrawn. Refund of court fee as per rules. Certified copy expedited.

2. The question of law, if any, is kept open for consideration in appropriate case.

(R.S. MOHITE, J.) **(F.I. REBELLO, J.)**